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IT IS SO ORDERED.

Dated: December 19, 2019




Guy R. Humphrey
United States Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

IN RE: : Case No. 17-31030
Chapter 7
GYPC, INC., : Judge Guy R. Humphrey
Debtor. :

**AGREED ORDER RESERVING RIGHTS TO REQUIRE DISGORGEMENT OF FEES
FOR CHAPTER 11 ADMINISTRATIVE EXPENSES OF ATTORNEYS IN THE EVENT
OF ADMINISTRATIVE INSOLVENCY**

THIS MATTER is before the Court pursuant to the agreement of The Law Offices of Ira H. Thomsen (“Debtor’s Counsel”), Coolidge Wall Co., L.P.A. (“Special Counsel”), Donald F. Harker, III, the Chapter 7 Trustee (“Trustee”), and the United States Trustee (“U.S. Trustee”) as confirmed by the signatures of representatives of each, below, and in accordance with the discussion held during the Status Conference in this matter on December 17, 2019. As such, and for good cause shown, it is hereby **ORDERED, ADJUDGED, AND DECREED** as follows:

Regardless of any order hereafter entered granting the final fee applications of Debtor's Counsel [Doc. No. 246] and Special Counsel [Doc. No. 245], including treatment of such fees and expenses as Chapter 11 administrative claims, the fees paid to Debtor's Counsel and Special Counsel shall remain subject to disgorgement in the event of administrative insolvency for the bankruptcy estate. Debtor's Counsel and Special Counsel acknowledge that Chapter 11 administrative expenses have a lower priority than Chapter 7 administrative expenses. Nothing in this Order, however, shall limit or alter potentially available defenses or adjustments to the application of disgorgement that may otherwise be available for Debtor's Counsel and Special Counsel.

IT IS SO ORDERED.

LAW OFFICES OF IRA H. THOMSEN

*/s/ Denis E. Blasius by P. Friesinger
per e-mail authority 12/18/19*

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UNITED STATES TRUSTEE FOR REGION 9

*/s/ Jeremy Shane Flannery by P. Friesinger
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